IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| TROIKA COMMUNICATIONS, Inc., A Nebraska Corporation, |) |
|---|-------------|
| Plaintiff, | 4:06CV3296 |
| v. |) |
| LINDSEY CONSTRUCTION, Co., Inc., An Arkansas Corporation, | ORDER) |
| Defendant. |))) |

IT IS ORDERED:

- 1. Pursuant to the plaintiff's notice of voluntary dismissal, filing 7, this action is dismissed without prejudice, each party to bear its own costs and attorney fees.
- 2. The Clerk shall mail a copy of this order to:

Lindsey Construction Co., Inc. C.T. Corporation System, Registered Agent 301 South 13th Street, Suite 500 Lincoln, NE 68508

DATED this 21st day of December, 2006.

BY THE COURT:

s/ David L. Piester

David L. Piester United States Magistrate Judge